



IPW 1641

Docket PHO-120

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:)
)
Dees et al.)
)
Serial No.: 09/817,448)
)
Filed: March 26, 2001)
)
For: Intracorporeal Medicaments For High Energy)
Phototherapeutic Treatment of Disease)
)
Examiner: Shafiqul Haq)
)
Art Unit: 1641)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:

Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on 6/16/06

Shannon Wallace

Date: June 16 2006

ELECTION

Sir:

In response to the Restriction Requirement of June 2, 2006, Applicants elect to prosecute Group I: Claims 1, 2, 11-14, 29-30, 39-40 and 46-49 in the above-identified application.

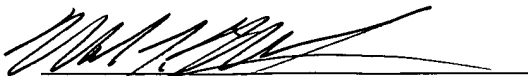
In response to the Examiner's requirement to elect a single species of halogenated xanthenes, Applicants elect 4,5,6,7-Tetrabromoerythrosin.

Applicants are making this election without prejudice to later filing a divisional application on the non-elected claims/species.

If any fee should be due for this election, please charge our deposit account 50/1039.

Respectfully submitted,

Date: June 16, 2006



Mark J. Murphy
Registration No. 34,225

COOK, ALEX, McFARRON, MANZO,
CUMMINGS & MEHLER, LTD.
200 West Adams Street
Suite 2850
Chicago, Illinois 60606
(312) 236-8500

Customer no. 26568